

FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

069978-0022

U.S. APPLIC. NO. (if known, see 37 CFR 1.5)
Not Yet Assigned **10/593251**

INTERNATIONAL APPLICATION NO

PCT/CN2005/001421

INTERNATIONAL FILING DATE

September 7, 2005

PRIORITY DATE CLAIMED

September 8, 2004

TITLE OF INVENTION

SYSTEM AND METHOD OF DYNAMIC QOS NEGOTIATION IN NEXT GENERATION NETWORK

APPLICANTS FOR DO/EO/US

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Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not transmitted by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendment has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☒ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English translation of the International Application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information.
 - 1) PCT/RO/101
 - 2) PCT/RO/105
 - 3) PCT/RO/125
 - 4) PCT/ISA/202
 - 5) PCT/ISA/220
 - 6) PCT/ISA/210
 - 7) PCT/ISA/237
 - 8) PCT/IB/301
 - 9) PCT/IB/304
 - 10) PCT/IB/308
 - 11) PCT/IB/311
 - 12) Copy of International Published Application
 - 13) International Search Report
 - 14) 21 pages of clean substitute specification and 22 pages of marked-up specification

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|---|--------------|---|---------------------|---|--------------|
| U.S. APPLIC. NO. (If known, see 37 CFR 1.50) Not Yet Assigned 107593251 | | INTERNATIONAL APPLICATION NO. PCT/CN2005/001421 | | ATTORNEY'S DOCKET NUMBER 069978-0022 | |
| | | | | CALCULATIONS | PTO USE ONLY |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | | | | |
| <input checked="" type="checkbox"/> Basic National Stage Fee \$300 | | | | \$300 | |
| 22. <input checked="" type="checkbox"/> Examination Fee If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200 | | | | \$200 | |
| 23. <input checked="" type="checkbox"/> Search Fee (37CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500 | | | | \$500 | |
| TOTAL OF 21, 22 and 23 = | | | | \$1000 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | \$0 | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction Thereof (round up to a whole number) | RATE | | |
| 32-100 | 0/50= | 0 | X\$250 | \$0 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$0 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total Claims | 17-20 = | 0 | x \$50.00 | \$0 | |
| Independent Claims | 2-3 = | 0 | x \$200.00 | \$0 | |
| Multiple dependent claim(s) (if applicable) | | | + \$360.00 | \$0 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$1000.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | | \$ | |
| SUBTOTAL = | | | | \$1000 | |
| Processing fee of \$130.00 for furnishing the English translation later than the 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | + | \$0 |
| TOTAL NATIONAL FEE = | | | | \$1000 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | + | \$40 |
| TOTAL FEES ENCLOSED = | | | | \$1040 | |
| | | | | Amount to be refunded | \$ |
| | | | | Amount to be charged | \$1040 |
| <p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>500417</u> in the amount of \$ <u>1040.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>500417</u>. A duplicate copy of this sheet is enclosed.</p> | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | September 15, 2006 | | |
| Customer Number 20277 | | | SIGNATURE | | |
| Telephone: 202.756.8000 | | | Stephen A. Becker | | |
| Facsimile: 202.756.8087 | | | NAME | | |
| | | | 26,527 | | |
| | | | REGISTRATION NUMBER | | |